IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA

MACON COUNTY INVESTMENTS, INC. and REACH ONE, TEACH ONE OF AMERICA, INC.,	)	
Plaintiffs,	)	
	)	**C.A.N.: 3:06-cv-224-WKW**
v.	)	
SHERIFF DAVID WARREN, in his official capacity as the SHERIFF OF MACON COUNTY, ALABAMA,	)	
Defendant.	)	

PLAINTIFFS' MOTION FOR RECONSIDERATION

COME NOW the Plaintiffs, Macon County Investments, Inc. ("MCI") and Reach One, Teach One of America, Inc. ("Reach One, Teach One") and hereby submit this Motion for Reconsideration. The Plaintiffs file a Memorandum Brief and Evidentiary Submissions contemporaneously with this Motion. The Plaintiffs state the following:

1. There are three recognized instances in which a Motion to Reconsider is granted: "1) an intervening change in controlling law; 2) the availability of new evidence; and 3) the need to correct clear error or manifest injustice." *Groover v. Michelin N. Am., Inc.*, 90 F.Supp.2d 1236, 1256 (M.D.Ala.2000).

2. Here, there is a great need to correct clear error to avoid injustice to the Plaintiffs. Specifically, there are sufficient material facts in the record that clearly establish that the Plaintiffs have standing to pursue this litigation.

3. The Plaintiffs' challenge against the original rules were included in their challenge against the Amended Rules.

4. The undisputed evidence shows that the Plaintiffs' application for a bingo license complied with the rules.

5. Reach One, Teach One is an active non-profit organization and is in good standing in Macon County.

6. The Plaintiffs have suffered redressable injuries which can be made whole by this Court.

WHEREFORE, PREMISES CONSIDERED this Court's Memorandum Opinion contained clear errors in the findings of fact, conclusions of law, and Order directed the granting of the Defendant's Motion for Summary Judgment should be reversed on the issue of the Plaintiffs' standing to bring this action. These errors should be corrected and warrant the issuance of an Order denying of the Defendant's Motion for Summary Judgment. The Plaintiffs respectfully request that this Court grant their Motion to Reconsider.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon all counsel of record via this Court's electronic filing system on this the 21st day of November, 2007.

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